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8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 MELVIN DILLON,

14 Defendant.

Case No. 2:19-cr-00149-JAD-EJY

**UNOPPOSED MOTION FOR  
PREPARATION OF PRE-PLEA  
PRESENTENCE INVESTIGATION  
REPORT (PSR)**

15  
16 Defendant Melvin Dillon requests the Court enter an order directing the United States  
17 Department of Probation to prepare a Pre-Plea Presentence Investigation Report (PSR) to  
18 determine the defendant's Criminal History.

19 On May 17, 2019, Mr. Dillon was charged in a three-count criminal indictment. ECF  
20 No. 1. On June 12, 2019, a grand jury returned a six-count indictment charging Mr. Dillon  
21 with: one count of Conspiracy to Distribute Fentanyl, in violation of 21 U.S.C. §§ 846,  
22 841(a)(1), and (b)(1)(B)(vi); three counts of Distribution of Fentanyl, in violation of 21 U.S.C.  
23 §§ 841(a)(1), (b)(1)(C); and one count of Felon in Possession of a Firearm, in violation of 18  
24 U.S.C. § 922(g)(1). ECF No. 24. Mr. Dillon is attempting to resolve this case short of trial.  
25 Based on defense counsel's review of Mr. Dillon's criminal record, there appear to be a number  
26 of issues with respect to how his prior convictions will be counted and whether he will be  
deemed a Career Offender under USSG § 4B1.1.

1 To satisfy Mr. Dillon's concerns and to assure that he has the information he needs to  
2 make a truly knowing and intelligent decision, he has requested that a Pre-Plea Presentence  
3 Investigation Report be completed. Defense counsel has spoken with AUSA Robert Knief and  
4 he does not oppose this motion.

5 **Conclusion**

6 For the foregoing reasons, Mr. Dillon respectfully requests the Court order the United  
7 States Department of Probation to prepare a Pre-Plea Presentence Investigation Report to  
8 determine his Criminal History Points and corresponding Criminal History Category.

9  
10 DATED this 27th day of December, 2019.

11 RENE L. VALLADARES  
12 Federal Public Defender

13 By: /s/ Kathryn C. Newman

14 KATHRYN C. NEWMAN  
15 Assistant Federal Public Defender  
Attorney for Melvin Dillon

16  
17 **~~PROPOSED~~ ORDER**

18 IT IS HEREBY ORDERED that the United States Department of Probation shall  
19 prepare a Pre-Plea Presentence Investigation Report (PSR) with respect to Defendant Melvin  
Dillon's Criminal History Points and corresponding Criminal History Category.

20  
21   
22 Dayna J. Zouchak  
United States Magistrate Judge

23 Dated: January 3, 2020  
24  
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